

DETAILED ACTION

Terminal Disclaimer

The terminal disclaimer filed on 22 August 2008 disclaiming the terminal portion of any patent granted on this application which would extend beyond the expiration dates of the full statutory term of the patent granted on U.S. patent 7,224,798 and pending reference Application Number 10/602,987 has been reviewed and is accepted. The terminal disclaimer has been recorded.

Allowable Subject Matter

Claims 1 – 22 are allowed (and Claims 23 – 27 are cancelled).

The following is an examiner's statement of reasons for allowance:

The present invention is directed to defining a method for providing an instance in a conditional access system. According to the board decision submitted by BPAI on 31 July 2012 (before *MARC S. HOFF, JAMES R. HUGHES, and GREGORY J. GONSALVES, Administrative Patent Judges and GONSALVES, Administrative Patent Judge* on the record), the specification states that "[a]ny part or all of MPEG-2 transport stream 701 may be encrypted, ..." (SPEC: Page 27 Line 23 – 24 & Figure 7) with the earlier provisional priority date on 1 August 1997 (60/054,575: Page 28 Line 25 – 26 & Figure 7), which provides adequate support for the claimed invention. Thus, the prior arts on record fail to teach or suggest a method for providing an instance in a conditional access system comprising the steps as claimed.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to LONGBIT CHAI whose telephone number is (571)272-3788. The examiner can normally be reached on Monday-Friday 9:00am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan J. Flynn can be reached on (571) 570-5680. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Longbit Chai/

Primary Patent Examiner
Art Unit 2431
08/10/2012